

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:

EQUILIBRE BIOPHARMACEUTICALS CORP.,  
Debtor.

Chapter 7

Case No. 23-12099 (PB)

GREGORY M. MESSER, Solely in His Capacity as  
Chapter 7 Trustee of the Estate of Equilibre  
Biopharmaceuticals Corp.,

Plaintiff,

v.

SAMUEL WAKSAL, individually, as the former  
Chairperson, Chief Executive Officer, and President of  
Equilibre Biopharmaceuticals Corp. Chairperson, and  
Chief Executive Officer and President of Graviton  
Bioscience Corporation, Graviton Bioscience Holding  
Corporation, Graviton US Corp. (USA), and Graviton  
Bioscience B.V., FRANCOIS MAISONROUGE, RUI  
WU, PETER SIMON, GRAVITON BIOSCIENCE  
CORPORATION, GRAVITON BIOSCIENCE  
HOLDING CORPORATION, GRAVITON US CORP.  
(USA), GRAVITON BIOSCIENCE B.V., BIHUA  
CHEN,

Defendants.

Adv. Proc. No. 25-01087 (PB)

Civil No. 25-CV-5486 (DEH)

**RESPONSE OF DEFENDANTS MAISONROUGE AND SIMON  
TO MOTION TO WITHDRAW THE REFERENCE**

Defendants Francois Maisonrouge and Peter Simon respectfully submit this response to the June 23, 2025 motion to withdraw the reference of the adversary proceeding from the Bankruptcy Court to the United States District Court for the Southern District of New York, filed by Defendants Samuel Waksal, Rui Wu, Graviton Bioscience Corporation, Graviton Bioscience Holding Corporation, Graviton US Corp. (USA), Graviton Bioscience B.V., and Bihua Chen. Defendants Maisonrouge and Simon take no position with respect to the pending motion.

Dated: New York, New York  
July 16, 2025

HERBERT SMITH FREEHILLS KRAMER (US)  
LLP

/s/ Paul H. Schoeman

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